

AMENDED IN SENATE APRIL 5, 2010

**SENATE BILL**

**No. 1435**

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**Introduced by Senator Padilla**

February 19, 2010

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An act to amend Section ~~25505~~ 25217.5 of, and to repeal the heading of Chapter 6.5 (commencing with Section 25550) of Division 15 of, the Public Resources Code, relating to energy.

LEGISLATIVE COUNSEL'S DIGEST

SB 1435, as amended, Padilla. ~~Energy: power facilities: site certification: notice. State Energy Resources Conservation and Development Commission: chair: duties.~~

*Existing law requires the Chair of the State Energy Resources Conservation and Development Commission to direct the adviser, the executive director, and other staff in the performance of their duties in conformance with the policies and guidelines established by the commission.*

*This bill would require the chair of the commission to also appear annually before the Senate Committee on Energy, Utilities and Communications and the Assembly Committee on Utilities and Commerce to report on the activities of the commission.*

~~Existing law grants to the State Energy Resources Conservation and Development Commission with the exclusive power to certify certain sites and related facilities. Existing law requires a person proposing to construct a thermal powerplant or electric transmission line on a site to submit to the commission a notice of intention to file an application for the certification of the site and related facilities. Upon receipt of the notice, existing law requires the commission to cause a summary of the notice to be published in a newspaper of general circulation, where~~

specified, and to transmit a copy of the notice to, among other entities, the Public Utilities Commission and the Attorney General.

This bill would also require the commission to transmit a copy of the notice to the Independent System Operator.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 25217.5 of the Public Resources Code is  
2     amended to read:

3     25217.5. The ~~chairman~~ chair of the commission shall ~~direct~~  
4     do both of the following:

5     (a) Direct the adviser, the executive director, and other staff in  
6     the performance of their duties in conformance with the policies  
7     and guidelines established by the commission.

8     (b) Annually appear before the Senate Committee on Energy,  
9     Utilities and Communications and the Assembly Committee on  
10    Utilities and Commerce to report on the activities of the  
11    commission.

12    SEC. 2. The heading of Chapter 6.5 (commencing with Section  
13    25550) of Division 15 of the Public Resources Code is repealed.

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15    ~~CHAPTER 6.5. EXPEDITED SITING OF ELECTRICAL GENERATION~~

16  
17    SECTION 1. ~~Section 25505 of the Public Resources Code is~~  
18    amended to read:

19    25505. ~~Upon receipt of a notice, the commission shall cause~~  
20    a summary of the notice to be published in a newspaper of general  
21    circulation in each county in which the sites and related facilities,  
22    or any part thereof, designated in the notice are proposed to be  
23    located. ~~The commission shall also transmit a copy of the notice~~  
24    to the Public Utilities Commission, for sites and related facilities  
25    requiring a certificate of public convenience and necessity, and to  
26    other federal, state, regional, and local agencies having an interest  
27    in matters pertinent to the proposed facilities at any of the  
28    alternative sites. ~~A copy of the notice shall also be transmitted to~~  
29    the Attorney General and to the Independent System Operator.

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CORRECTIONS:  
Text—Pages 1 and 2.

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